

S/N 09/887,272

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Fumiaki Katagiri et al

Examiner:

09/887,272

Group Art Unit: 1638

Filed: June 23, 2001

Docket: 1360.003US2

Title: PLANT GENES INVOLVED IN DEFENSE AGAINST PATHOGENS

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**COMMUNICATION RE: CORRECTED APPLICATION PAPERS**

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In response to the "Notice to File Missing Parts" which indicated "Corrected Papers" additionally required, enclosed is a substituted compact disk copy of the "Sequence Listing" in Computer Readable Form along with the statement that the content of the sequence listing is identical and includes no new matter.

Applicants assume the application is now in proper order and in condition for examination. Please direct any inquiries to the undersigned attorney at (612) 373-6959.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

FUMIAKI KATAGIRI ET AL.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
P.O. Box 2938  
Minneapolis, MN 55402  
(612) 373-6959

Date

March 6, 2002

By

Janet E. Embretson  
Reg. No. 39,665  
JEE:CMG:hst

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Assistant Commissioner of Patents, Washington, D.C. 20231, on March 6, 2002

Date of Deposit

Helge Tinsley



S/N 09/887,272

PATENT

**UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Fumiaki Katagiri et al. Examiner:  
Serial No.: 09/887,272 Group Art Unit: 1638  
Filed: June 23, 2001 Docket: 1360.003US2  
Title: PLANT GENES INVOLVED IN DEFENSE AGAINST PATHOGENS

**COMMUNICATION RE: MISSING PARTS**

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In response to the "Notice to File Missing Parts" (see enclosed copy), we submit the signed Combined Declaration and Power of Attorney along with a check in the amount of \$130.00 to cover the large entity surcharge and a check in the amount of \$2232.00 to cover the large entity basic filing fee.

Applicants assume the application is now in proper order and in condition for examination. Please direct any inquiries to the undersigned attorney at (612) 373-6959.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

FUMIAKI KATAGIRI ET AL.

By their Representatives,

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(612) 373-6959

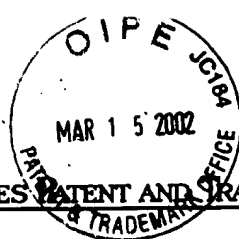
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By [Signature]  
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Reg. No. 39,665  
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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Attn: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231, on this 6 day of March, 2002.

Name Helkei Tinsley

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Signature



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WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/887,272	06/22/2001	Fumiaki Katagiri	1360.003US2

21186  
SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
P.O. BOX 2938  
MINNEAPOLIS, MN 55402

CONFIRMATION NO. 5142

FORMALITIES LETTER



\*OC000000007163352\*

Date Mailed: 12/06/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$1462.
  - \$792 for 44 total claims over 20.
  - \$400 for 5 independent claims over 3.
  - \$270 for multiple dependent claim surcharge.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 2302.
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
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*A copy of this notice **MUST** be returned with the reply.*

*MM*

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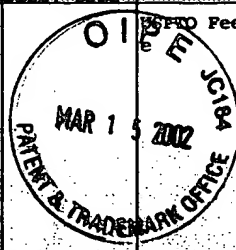
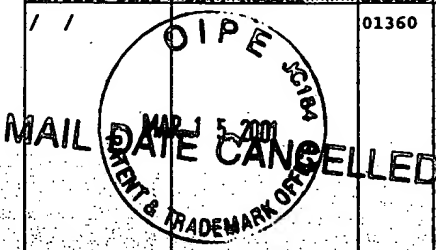
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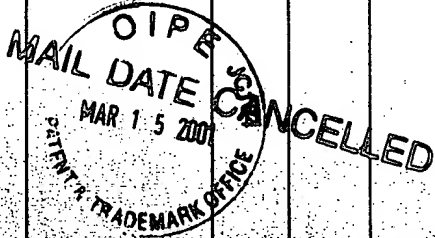
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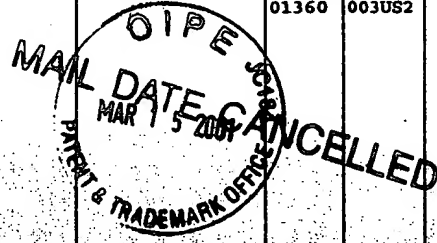
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*David J. Kluth*